

**SUPREME COURT MINUTES
WEDNESDAY, JUNE 27, 2007
SAN FRANCISCO, CALIFORNIA**

S054291**PEOPLE v. LEONARD (ERIC ROYCE)**

The petition for rehearing is denied.

S136154 B173281 Second Appellate District, Div. 5**ANGELUCCI (MARC) v. CENTURY SUPPER CLUB**

Petitioners' request for modification of the opinion is denied.

S151705 C052554 Third Appellate District**STATE BOARD OF CHIROPRACTIC EXAMINERS v. S.C. (ARBUCKLE)**

Petition for review granted (civil case)

Votes: George, C. J., Kennard, Baxter, Werdegarr, Moreno, and Corrigan, JJ.

S152667 D047875 Fourth Appellate District, Div. 1**PEOPLE v. SOPER (JAMES DANIEL)**

Petition for review granted (criminal case)

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S152195 C050718 Third Appellate District**RAMIREZ (ANNA L.) v. DEPARTMENT OF HEALTH SERVICES**

Review granted/briefing deferred (8.512(d)(2) civil case)

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *State Board of Chiropractic, et al. v. Superior Court (Carole Arbuckle)*, S151705 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Moreno, and Corrigan, JJ.

S152230 B186089 Second Appellate District, Div. 4 **PEOPLE v. HERNANDEZ**
(MANUEL)

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152403 B185157 Second Appellate District, Div. 6 **PEOPLE v. ALVARADO**
(HENRY)

Review granted/briefing deferred (8.512(d)(2) criminal case)

Respondent's petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Appellant's petition for review is denied.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152470 C050147 Third Appellate District **PEOPLE v. BAUGHMAN**
(RICKY VERRELL)

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152632 C052852 Third Appellate District **PEOPLE v. LEE (CALVIN EARL)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152693 F051122 Fifth Appellate District **PEOPLE v. RAMOS (RICARDO)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152798 A104728 First Appellate District, Div. 1 **PEOPLE v. MARTINEZ
(NICHOLAS JOHN)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152801 B186141 Second Appellate District, Div. 6 **PEOPLE v. VENZOR (CHARLES
DAVID)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petitions for review are granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152820 C050495 Third Appellate District **PEOPLE v. CRANE (GARRETT
MORGAN)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152823 A113097 First Appellate District, Div. 1 **PEOPLE v. JOHNSON (DAVID
M.)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152849 G036873 Fourth Appellate District, Div. 3 **PEOPLE v. BANKS (WILLIAM ADAM)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152859 A112206 First Appellate District, Div. 4 **PEOPLE v. O'NEAL (CHARLES)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152877 H029808 Sixth Appellate District **PEOPLE v. GUESS (MICHAEL CEDRIC)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152884 E039087 Fourth Appellate District, Div. 2 **PEOPLE v. GEBHARDT (CHRISTOPHER J.)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152885 D047547 Fourth Appellate District, Div. 1 **PEOPLE v. LAWRENCE (WILLIAM CARL)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152913 F050064 Fifth Appellate District

PEOPLE v. MACIEL (ANSELMO NICHOLAS)

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152922 B188946 Second Appellate District, Div. 8

PEOPLE v. HEIMS (PAUL JOSEPH)

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152930 E039559 Fourth Appellate District, Div. 2

PEOPLE v. REIBSTEIN (RICKY LEE)

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152965 E037922/E039781 Fourth Appellate District, Div. 2 **PEOPLE v. RAYMOND (MATTHEW WAYNE)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

Appellant Butler's petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court. Appellant Raymond's petition for review is denied.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152996 D047556 Fourth Appellate District, Div. 1 **PEOPLE v. ORTIZ (JESUS ANGEL)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S153111 B189441 Second Appellate District, Div. 7 **PEOPLE v. PACHECO (JUAN ANTONIO)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S139281 B177152 Second Appellate District, Div. 8 **R. (WILLIAM), IN RE**

Transferred to CA 2/8 after hold.

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Eight, with directions to vacate its decision and to reconsider the cause in light of *In re Jaime P.*

(2007) 40 Cal.4th 128 and *In re Sheena K.* (2007) 40 Cal.4th 128. (Cal. Rules of Court, rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S142280 B177872 Second Appellate District, Div. 7 **A. (ROBERTO), IN RE**

Transferred to CA 2/7 after hold.

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Seven, with directions to vacate its decision and to reconsider the cause in light of *In re Jesus O.*

(2007) 40 Cal.4th 859. (Cal. Rules of Court, rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S147883 B193443 Second Appellate District, Div. 6 **BROWNING-FERRIS INDUSTRIES v. W.C.A.B. (SALTER)**

Transferred to CA 2/6 after hold.

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Six, with directions to vacate its decision and to reconsider the cause in light of *Brodie v. Workers' Compensation Appeals Board* (2007) 40 Cal.4th 1313. (Cal. Rules of Court, rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S148635 A115411 First Appellate District, Div. 1 **SONOMA, COUNTY OF v. W.C.A.B. (DUCKETT)**

Transferred to CA 1/1 after hold.

The above-entitled matter is transferred to the Court of Appeal, First Appellate District, Division One, with directions to vacate its decision and to reconsider the cause in light of *Brodie v. Workers' Compensation Appeals Board* (2007) 40 Cal.4th 1313. (Cal. Rules of Court, rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S148819 A115284 First Appellate District, Div. 3 **CHEVRON U.S.A., INC. v. W.C.A.B. (LEE)**

Transferred to CA 1/3 after hold.

The above-entitled matter is transferred to the Court of Appeal, First Appellate District, Division Three, with directions to vacate its decision and to reconsider the cause in light of *Brodie v. Workers' Compensation Appeals Board* (2007) 40 Cal.4th 1313. (Cal. Rules of Court, rule 8.528(d).)

Kennard, Baxter, and Corrigan, JJ., were recused and did not participate.

Votes: George, C. J., Werdegar, Chin, and Moreno, JJ.

S149173 A112724 First Appellate District, Div. 4 **SHEVCHUK (JOHN) v. W.C.A.B. (UNITED AIRLINES)**

Transferred to CA 1/4 after hold.

The above-entitled matter is transferred to the Court of Appeal, First Appellate District, Division Four, with directions to vacate its decision and to reconsider the cause in light of *Brodie v. Workers' Compensation Appeals Board* (2007) 40 Cal.4th 1313. (Cal. Rules of Court, rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S149358 H029544 Sixth Appellate District

**DAVIS (FORTUNATA MARY) v.
W.C.A.B. (ALLIED SECURITY)**

Dismissed and remanded to CA 6.

In light of the decision in *Brodie v. Workers' Compensation Appeals Board* (2007) 40 Cal.4th 1313, review in the above-entitled matter is dismissed.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S149360 H029834 Sixth Appellate District

**TORRES (MOISES) v. W.C.A.B.
(WILLIAMS TANK LINES)**

Dismissed and remanded to CA 6.

In light of the decision in *Brodie v. Workers' Compensation Appeals Board* (2007) 40 Cal.4th 1313, review in the above-entitled matter is dismissed.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S149476 A115501 First Appellate District, Div. 3

**OAKLAND, CITY OF v. W.C.A.B.
(HO)**

Transferred to CA 1/3 after hold.

The above-entitled matter is transferred to the Court of Appeal, First Appellate District, Division Three, with directions to vacate its decision and to reconsider the cause in light of *Brodie v. Workers' Compensation Appeals Board* (2007) 40 Cal.4th 1313. (Cal. Rules of Court, rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S080669

LUCKY (DARNELL) ON H.C.

Petition for writ of habeas corpus denied (AA)

The petition for habeas corpus, filed on July 19, 1999, is denied.

Claims I-XX and XXII are barred as untimely. (*In re Robbins* (1998) 18 Cal.4th 770; *In re Clark* (1993) 5 Cal.4th 750.) To the extent they repeat claims raised and rejected on direct appeal, and except insofar as they assert ineffective assistance of trial counsel, Claims II, XI, XII, XIV, XV, and XIX (subclaim 4) are barred under *In re Waltreus* (1965) 62 Cal.2d 218, 225. Insofar as Claim XIII incorporates by reference an argument concerning penalty phase instructions that was previously raised and rejected on direct appeal, that argument is also barred under *Waltreus*. To the extent they could and should have been, but were not, raised on direct appeal, and except insofar as they assert ineffective assistance of trial counsel, Claims III, IV, V, VI, VII, VIII, IX, X, XIII, XVI, XVII, XVIII, and XIX (subclaims 1-3) are barred under *In re Dixon* (1953) 41 Cal.2d 756, 759. To the extent that it was forfeited, for purposes of postconviction review, because it was not properly preserved in the trial court, and except insofar as it asserts ineffective assistance of trial counsel, Claim XXII is barred under *In re Seaton* (2004) 34 Cal.4th 193, 199-200. With the exception of Claim XXI (incompetency to be executed) and XXIV (execution by lethal injection as cruel and

unusual punishment), all claims are denied on the merits. Claims XXI and XXIV are denied as premature and without prejudice to petitioner's filing of a renewed petition after an execution date is set.

S151411 E040236/E041131 Fourth Appellate District, Div. 2 **ROMERO (ROLAND & JUNE),
MARRIAGE OF**

Petition for review denied

S151663 B188300 Second Appellate District, Div. 4 **PEOPLE v. YOUNG (JEFFREY)**
Petitions for review denied

S151728 F049433 Fifth Appellate District **PEOPLE v. RENTERIA (ISIAC
NICHOLAS)**

Petition for review denied

S151755 B197287 Second Appellate District, Div. 2 **TOME (ARODY RAMOS) ON
H.C.**

Petition for review denied

S151982 F052581 Fifth Appellate District **MCCURDY (KENNETH D.) ON
H.C.**

Petition for review denied

S152025 H029171 Sixth Appellate District **PEOPLE v. ESTES (SHAUN
JERMAINE)**

Petition for review denied

S152086 E038595 Fourth Appellate District, Div. 2 **PEOPLE v. WEINHART (JOHN
HANS)**

Petition for review denied

S152102 B187921 Second Appellate District, Div. 8 **PEOPLE v. PIMENTAL (JUAN)**
Petition for review denied

S152107 A112827 First Appellate District, Div. 2

Petition for review denied

PEOPLE v. MELGARD (JASON R.)

S152138 A116594 First Appellate District, Div. 1

Petition for review denied

PARKER (CLIFFORD LELIKONA) ON H.C.

S152145 B187540 Second Appellate District, Div. 8

Petition for review denied

PEOPLE v. GUZMAN (JOSE CLEMENTINO)

S152170 F050711 Fifth Appellate District

Petition for review denied

R. (DAVID), IN RE

S152197 E042748 Fourth Appellate District, Div. 2

Petition for review denied

WHITMER (DALE C.) ON H.C.

S152199 A108713 First Appellate District, Div. 3

CONTRA

Petition for review & depublication request denied

**DIABLO VALLEY COLLEGE
FACULTY SENATE v.
COSTA COMMUNITY
COLLEGE DISTRICT**

S152204 G036049 Fourth Appellate District, Div. 3

Petition for review & depublication request denied

PEOPLE v. CHANEY (ROBERT A.)

S152232 D048565 Fourth Appellate District, Div. 1

Petition for review & publication request denied

W. (JEREMIAH), ADOPTION OF

S152243 A112971 First Appellate District, Div. 2

Petition for review denied

**STEARNS (SCOTT) v.
WOODFORD (J.S.)**

S152287 B187189 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. CASON (BRANDON
L.)**

S152298 B196567 Second Appellate District, Div. 8

Petition for review denied

JONES (MARY) v. U.C. REGENTS

S152305 C055258 Third Appellate District

Petition for review denied

PEOPLE v. DELUNA (DWAYNE)

S152309 C052138 Third Appellate District

Petition for review denied

S. (LUPE), IN RE

S152311 G035775 Fourth Appellate District, Div. 3

Petition for review denied

PEOPLE v. WANG (JOHN)

S152317 B192389 Second Appellate District, Div. 7

Petitions for review denied

PEOPLE v. CHO (JAE CHEOL)

S152350 B187706 Second Appellate District, Div. 3

Petition for review & depublication request denied
Chin, J., was recused and did not participate.

**JORDAN (MARY ANN) v.
ALLSTATE INSURANCE CO.**

S152354 A112136 First Appellate District, Div. 4

Petition for review denied

**JACKSON PLAZA
HOMEOWNERS ASSOCIATION
v. TAI (VINCENT T.C.)**

S152365 H029566 Sixth Appellate District

Petition for review denied

PEOPLE v. TILLEY (JAMES ROY)

S152383 D048684 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. ROBINSON, JR. (FEZELL)

S152399

Petition for review denied

SANKER (HAZART) v. CA 3

S152420 F050230 Fifth Appellate District

Petition for review denied

PEOPLE v. BROWN (JAMES JAY)

S152439 C055437 Third Appellate District

Petition for review denied

LEBBOS (BETSEY WARREN) v. S.C. (PEOPLE)

S152441 F048910 Fifth Appellate District

Petition for review denied

PEOPLE v. HERNANDEZ (GABRIEL)

S152449 B196044 Second Appellate District, Div. 4

Petition for review denied

MARTINEZ-LEZAMA (ANDY) ON H.C.

S152452 D046793 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. REYES (ANDRES)

S152464 D049257 Fourth Appellate District, Div. 1

Petition for review denied

**INTERINSURANCE EXCHANGE
OF THE AUTOMOBILE CLUB v.
S.C. (WILLIAMS)**

S152494 H029903 Sixth Appellate District

Petition for review denied

**DRUMMOND (GEORGE R.),
ESTATE OF**

S152500 A114941 First Appellate District, Div. 5

The motion requesting a grant and transfer or a grant and hold, filed June 19, 2007 is denied. The petition for review is denied. The request for an order directing depublication of the opinion is denied.

**CITIZENS FOR A MEGAPLEX-
FREE ALAMEDA v. CITY OF
ALAMEDA (ALAMEDA
ENTERTAINMENT
ASSOCIATES LP)**

S152555 C052068/C052131 Third Appellate District

Petition for review denied

**PEOPLE v. SMITH (DONNY
DESHAWN)**

S152576 B188097 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. BARRON (EDWARD
ERIC)**

S152581 C052347 Third Appellate District

Petition for review denied

**PEOPLE v. WHITFIELD (JAMES
WILLIARD)**

S152592 B193608 Second Appellate District, Div. 4

Petition for review denied

**GOLDSMITH (JEFFREY) v. S.C.
(LEE)**

S152605 B188799 Second Appellate District, Div. 7
Petition for review denied

**PEOPLE v. MULLICANE
(MICHAEL STEWART)**

S152608 H030540 Sixth Appellate District
Petition for review denied

H. (PAULINE), IN RE

S152610 B188139 Second Appellate District, Div. 6
Petition for review denied

**PEOPLE v. MIRANDA
(SALVADOR ROJO)**

S152641 B186878 Second Appellate District, Div. 6
Petition for review denied

**HILLCREST-THOUSAND OAKS
ASSOCIATES v. DSD
CONSTRUCTION, INC.**

S152650 B190997 Second Appellate District, Div. 3
Petition for review denied

**PEOPLE v. LOPEZ (PETER
JOSEPH)**

S152675 D048761 Fourth Appellate District, Div. 1
Petition for review denied

**PEOPLE v. MAGANA
(HERIBERTO GARCIA)**

S152683 C052821 Third Appellate District
Petition for review denied

**FRANCIS (LOUIS) v.
SCHWARZENEGGER (ARNOLD)**

S152692 H030236 Sixth Appellate District
Petition for review denied

**PEOPLE v. JIMENEZ (JORGE
ARTURO)**

S152738 C050363 Third Appellate District

Petition for review denied

**PEOPLE v. COLEMAN (LENA
RENAE)**

S152740 G037056/H029736 Fourth Appellate District, Div. 3 **CRYOPORT SYSTEMS v. CNA
INSURANCE COMPANIES**

Petition for review denied

S152771 H029736 Sixth Appellate District

Petition for review denied

**PEOPLE v. YLIZ (GILBERT
DANIEL)**

S152775 F049346 Fifth Appellate District

Petition for review denied

**PEOPLE v. MARTINEZ
(MIGUEL A.)**

S152776 D048514 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. SMITH (ERIC)

S152782 F050570 Fifth Appellate District

Petition for review denied

Kennard and Moreno, JJ., are of the opinion the petition should be granted.
Baxter, J., was recused and did not participate.

**PEOPLE v. KEKAULA
(KWAME)**

S152794 B190083 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. RODRIGUEZ
(WILSON)**

S152799 A117667 First Appellate District, Div. 5

Petition for review denied

**RAKISH (ROBERT J.) v. S.C.
(PAROLI)**

S152805 C055698 Third Appellate District

**WILLIAMS (GREG) v. S.C.
(SACRAMENTO BEE)**

The petition for review is denied. The order staying release of a redacted version of the search warrant affidavits in 07SW00018, 07SW00019, 07SW00020, and 07SW00035 is hereby dissolved. Kennard, J., is of the opinion the petition should be granted.

S152813 B191738 Second Appellate District, Div. 2

**BRONSTEIN (SAM) v.
CROWELL WEEDON & CO.**

Petition for review denied

S152818 A113571 First Appellate District, Div. 2

**PEOPLE v. BERNAL-DELGADO
(JONATHAN)**

Petition for review denied

S152842 C053239 Third Appellate District

**PEOPLE v. VEILLON (JAMES
MICHAEL)**

Petition for review denied

S152846 A116777 First Appellate District, Div. 3

**HA (JAMES) v. NORTHSIDE
MARKET**

Petition for review denied

S152851 B181107 Second Appellate District, Div. 6

**PEOPLE v. VAN ROBERSON
(MAURICE)**

Petition for review denied

S152852 A114496 First Appellate District, Div. 5

PEOPLE v. HALL (RICKIE G.)

Petition for review denied

S152853 C052997 Third Appellate District

**PEOPLE v. HENNESSEY
(TIAMBRA)**

Petition for review denied

S152856 D050644 Fourth Appellate District, Div. 1
Petition for review denied

MURPHY (KEVIN L.) ON H.C.

S152861 E038731 Fourth Appellate District, Div. 2
Petition for review denied

**PEOPLE v. JUAREZ (JOSE
GUADALUPE)**

S152867 B196821 Second Appellate District, Div. 2
Petition for review denied

**AYALA (JOSE) v. SAIT
(MEGAN)**

S152875 C051359 Third Appellate District
Petition for review denied

PEOPLE v. LUNA (JULIO)

S152881 B198488 Second Appellate District, Div. 2
Petition for review denied

JACKSON (RICHARD) ON H.C.

S152887 C052446 Third Appellate District
Petition for review denied

**PEOPLE v. CRAWFORD
(RONNIE DEMONE)**

S152890 B196769 Second Appellate District, Div. 4
Petition for review denied

**MCKINLEY AVENUE
MISSIONARY BAPTIST
CHURCH v. S.C. (DAVIS)**

S152895 B189426 Second Appellate District, Div. 8
Petition for review denied

PEOPLE v. LOVERIDGE (PAUL)

S152899 A108688 First Appellate District, Div. 5
(SHANNON)
Petition for review denied

PEOPLE v. GUILLORY

S152901 F050075 Fifth Appellate District

Petition for review denied

**MAYER (SALLY) v. MARTINEZ
(ESTEBAN)**

S152902 C055586 Third Appellate District

Petition for review and application for stay denied

**JONES (WILLIE RAY) v. S.C.
(PEOPLE)**

S152905 C055548 Third Appellate District

Petition for review denied

**JONES (WILLIE RAY) v. S.C.
(PEOPLE)**

S152926 B189949 Second Appellate District, Div. 2
Petition for review denied

PEOPLE v. FURLOW (HAROLD)

S152928 F050739 Fifth Appellate District

Petition for review denied

**PEOPLE v. ASHER
(CHRISTOPHER MICHAEL)**

S152932 B188589 Second Appellate District, Div. 2

Petition for review denied
Chin, J., was recused and did not participate.

**SPIRTOS (THELMA V.) v.
MOSLEY (MELODY)**

S152935 B195556 Second Appellate District, Div. 5
Petition for review denied

G. (NATHAN), IN RE

S152936 A117597 First Appellate District, Div. 3

Petition for review denied
Corrigan, J., was recused and did not participate.

**RADONICH (DONALD
EUGENE) ON H.C.**

S152940	A114799 First Appellate District, Div. 4 Petition for review denied	T. (J.), IN RE
S152943	D049504 Fourth Appellate District, Div. 1 Petition for review denied	H. (FIONA), IN RE
S152946	B187179 Second Appellate District, Div. 7 Petitions for review denied	PEOPLE v. LAURO (JOE ANTHONY)
S152957	B192157 Second Appellate District, Div. 5 Petition for review denied	PEOPLE v. JIMENEZ (GIOVANNY ANTONIO)
S152958	D050256 Fourth Appellate District, Div. 1 Petition for review denied	LIAS (LEONARD) v. S.C. (NOBEL COURT DEVELOPMENT LLC)
S152959	B188627 Second Appellate District, Div. 3 Petition for review denied	WILSON (LANCE) v. WOODS (AARON)
S152960	B191643 Second Appellate District, Div. 7 Petition for review denied	CENTURY SURETY COMPANY v. P&S FASHIONS, INC.
S152961	D048366 Fourth Appellate District, Div. 1 Petition for review denied	PEOPLE v. CARO (JOHNNY E.)
S152967	H031449 Sixth Appellate District Petition for review denied	TATE (LIONEL) ON H.C.

S152970 A113899 First Appellate District, Div. 1
Petition for review denied

H. (BRANDON), IN RE

S152995 B189830 Second Appellate District, Div. 8

Petition for review denied

PEOPLE v. OTERO (ANTONIO ARELLANO)

S153001 H027550 Sixth Appellate District
Petition for review denied

PEOPLE v. SWEAT (TODD)

S153008 G036849 Fourth Appellate District, Div. 3

Petition for review denied

**SINA (SHAHLA) v.
MCLAUGHLIN (LILLY)**

S153038 B189881 Second Appellate District, Div. 4
Petition for review denied

F. (ADAM), IN RE

S153113 B190870 Second Appellate District, Div. 2

Petition for review denied

PEOPLE v. ADAMS (CHARLES ROBERT)

S153498 B197215 Second Appellate District, Div. 1

O. (MICHAEL) v. S.C. (LOS ANGELES COUNTY DEPT. CHILDREN & FAMILY SERVICES)

Petition for review and application for stay denied
The motion for judicial notice is granted.

S153562 H031185 Sixth Appellate District

Petition for review and application for stay denied

WANG (LINDA SHAO & TSAN-KUEN), MARRIAGE OF

S153571 D050512 Fourth Appellate District, Div. 1

Petition for review and application for stay denied

**WEST CORPORATION v. S.C.
(BERRYMAN)**

S153724 A118039 First Appellate District, Div. 3

Petition for review and application for stay denied

**MILLER (RICHARD L.) v. S.C.
(BROWNE-MILLER)**

S153726 B199636 Second Appellate District, Div. 1

Petition for review and application for stay denied.
George, C. J., was recused and did not participate.

**SARGON ENTERPRISES, INC. v.
S.C. (U.C. SOUTHERN)**

S153772 B199634 Second Appellate District, Div. 8

Petition for review and application for stay denied
Kennard and Corrigan, JJ., were recused and did not participate.

**BECKNER (GLEN ELLIOT) v.
S.C. (SIMPSON)**

S146972

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

VERNON (DEREK D.) ON H.C.

S148220

Petition for writ of habeas corpus denied

DUNCAN (CEASAR) ON H.C.

S148428

Petition for writ of habeas corpus denied

SKAINS (RANDY JOE) ON H.C.

S148562

Petition for writ of habeas corpus denied

**MOORE (JOHNNY ANDREW)
ON H.C.**

S148586

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**FELLOWS (BOBBIE MONROE)
ON H.C.****S148605**

Petition for writ of habeas corpus denied

**TRINH (HOANG NHAN DO) ON
H.C.****S148608**

Petition for writ of habeas corpus denied

BETHEL (ALLEN RAY) ON H.C.**S148625**

Petition for writ of habeas corpus denied

(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**GONZALES (GONZALO R.) ON
H.C.****S148629**

Petition for writ of habeas corpus denied

**WALTON (KENNETH R.) ON
H.C.****S148634**

Petition for writ of habeas corpus denied

**MARTINEZ (ARMANDO L.) ON
H.C.****S148636**

Petition for writ of habeas corpus denied

GROSS (RICKEY G.) ON H.C.**S148657**

The petition for writ of habeas corpus is denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)**NORWOOD (KENNETH) ON
H.C.**

S148716

ON

Petition for writ of habeas corpus denied

**BRIGHT (JAMES MICHAEL)
H.C.**

S148801

Petition for writ of habeas corpus denied

KNOWLES (DEON) ON H.C.

S148816

Petition for writ of habeas corpus denied

WINKLER (PAUL) ON H.C.

S148817

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Waltreus* (1965) 62 Cal.2d 218.)

**JOHNSON (LAFAYETTE L.) ON
H.C.**

S148855

Petition for writ of habeas corpus denied

**PHOUTTHACHAK (TONY) ON
H.C.**

S148929

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

GREEN (DUPRIEST) ON H.C.

S149145

Petition for writ of habeas corpus denied. The request for judicial notice is granted.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

LEWIS (DAVID K.) ON H.C.

S149427

Petition for writ of habeas corpus denied

**MIRANDA (JERRY MARTIN)
ON H.C.**

S149440

Petition for writ of habeas corpus denied

BROWN (WILLIAM E.) ON H.C.

S149443

Petition for writ of habeas corpus denied

MARTINEZ (PHILIP) ON H.C.

S149503

Petition for writ of habeas corpus denied

JAMES (CHRISTOPHER) ON H.C.

S149533

Petition for writ of habeas corpus denied

JAMES (BRIAN) ON H.C.

S149578

Petition for writ of habeas corpus denied

THOMAS (JEFFREY) ON H.C.

S149613

Petition for writ of habeas corpus denied

ROBINSON (GEORGE) ON H.C.

S149620

Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Lindley* (1947) 29 Cal.2d 709.)

HUTCHINS (CLIFTON) ON H.C.

S149648

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

EDWARDS (LARRY) ON H.C.

S149654

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

BIVENS (MARCUS G.) ON H.C.

S149663**H.C.**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)**BENAVIDES (WALTER) ON****S149666**

The petition for writ of habeas corpus is denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)**STRUGGS (CEDRIC L.) ON H.C.****S149675**

Petition for writ of habeas corpus denied

**ELLESBURY (CLARENCE) ON
H.C.****S149679**

The petition for writ of habeas corpus is denied.

(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**MULLIN (HERBERT WILLIAM)
ON H.C.****S149697**

The petition for writ of habeas corpus is denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**ROSS (MATTHEW LOU) ON H.C.****S149705**

The petition for writ of habeas corpus is denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**REYNOLDS (EDWARD
LAMONT) ON H.C.****S149707**

Petition for writ of habeas corpus denied

MONETTE (ALEX) ON H.C.**S149712**

The petition for writ of habeas corpus is denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)**ROSE (STEVEN ARNOLD) ON
H.C.**

S149714**JORDAN (HAROLD LAM) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S149720****MCKENZIE (GARY L.) ON H.C.**

Petition for writ of habeas corpus denied

S149730**LE (JOHNSON) ON H.C.**

Petition for writ of habeas corpus denied

S149739**HAYDEN (MICHAEL DAVID)
ON H.C.**

Petition for writ of habeas corpus denied

S149740**COLEMAN (ANTHONY) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Lindley* (1947) 29 Cal.2d 709; *In re Dixon* (1953) 41 Cal.2d 756.)**S149745****BROWNE (JEFFREY) ON H.C.**

Petition for writ of habeas corpus denied

S149754**ARREDONDO (ALFRED) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Miller* (1941) 17 Cal.2d 734.)**S149774****ZUNIGA (PETER A.) ON H.C.**

Petition for writ of habeas corpus denied

S149775

Petition for writ of habeas corpus denied

PEREZ (FERNANDO A.) ON H.C.

S149776

Petition for writ of habeas corpus denied

RAY (BRIAN JAMES) ON H.C.

S149780

Petition for writ of habeas corpus denied

MCCONICO (WAYNE L.) ON H.C.

S149783

Petition for writ of habeas corpus denied

KREGEL (RODNEY HENRY) ON H.C.

S149785

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Lindley* (1947) 29 Cal.2d 709; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Miller* (1941) 17 Cal.2d 734; *In re Dixon* (1953) 41 Cal.2d 756; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

KHEMPHOMMA (PHEO) ON H.C.

S149786

Petition for writ of habeas corpus denied

RIKARD (KEVIN GLEN) ON H.C.

S149789

Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750.)

JORDAN (STEVE BROWN) ON H.C.

S149791

Petition for writ of habeas corpus denied

SHEPPARD (CALVIN) ON H.C.

S149796**PALOMINO (DANTO) ON H.C.**

The petition for writ of habeas corpus is denied.

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S149797****ARCURI (NAOMI) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S149800****WILLIAMS (CHARLES) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Dixon* (1953) 41 Cal.2d 756; *In re Lindley* (1947) 29 Cal.2d 709; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S149809****MARTINEZ-SANTOS
(ALFONSO) ON H.C.**

The petition for writ of habeas corpus is denied.

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Lessard* (1965) 62 Cal.2d 497, 503.)**S149817****JOHNSON (KENNETH RAY) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Dixon* (1953) 41 Cal.2d 756.)**S149830****AUDELO (VINCENT) ON H.C.**

Petition for writ of habeas corpus denied

S149833**SANDERS (RENE) ON H.C.**

Petition for writ of habeas corpus denied

S149834

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Lindley* (1947) 29 Cal.2d 709; *In re Waltreus* (1965) 62 Cal.2d 218.)

LOPEZ (JOSE M.) ON H.C.**S149908**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

JENKINS (LESAUNDRA) ON H.C.**S149909**

Petition for writ of habeas corpus denied

LOMAKO (JUSTIN) ON H.C.**S149917**

Petition for writ of habeas corpus denied

BLACKMAN (TONY) ON H.C.**S150025**

Petition for writ of habeas corpus denied

HILL (WILLIE) ON H.C.**S150826**

Petition for writ of habeas corpus denied

(See *In re Miller* (1941) 17 Cal.2d 734.)

BLACKMAN (TONY) ON H.C.**S151014**

Petition for writ of habeas corpus denied

BROWN (WILLIAM E.) ON H.C.**S151025**

Petition for writ of habeas corpus denied

CRUISE (NATHAN DAVID) ON H.C.**S152185**

Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921.)

CONROY (MICHAEL) ON H.C.

S152527**H.C.**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734; *In re Lindley* (1947) 29 Cal.2d 709; *In re Dixon* (1953) 41 Cal.2d 756.)**BENAVIDES (WALTER) ON****S152923**

Petition for writ of habeas corpus denied

HALL (RICKY G.) ON H.C.**S152973**

Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**ARELLANO (LORENZO JOE)
ON H.C.****S153029**

Petition for writ of habeas corpus denied

FUENTES (ROBERT) ON H.C.**S153050**

The petition for writ of habeas corpus is denied.

(See *In re Dexter* (1979) 25 Cal.3d 921.)**MARTIN (DWIGHT) ON H.C.****S153204**

Petition for writ of habeas corpus denied

**MARTINEZ-RODRIGUEZ
(ARTEMIO) ON H.C.****S153231**

Petition for writ of habeas corpus denied

WRIGHT (PATRICIA) ON H.C.**S153234**

Petition for writ of habeas corpus denied

MOON (ALAN JAMES) ON H.C.**S153241**

Petition for writ of habeas corpus denied

TORRES (DANIEL) ON H.C.

S153506

Petition for writ of habeas corpus denied

**COLON (GILBERT FRANCIS)
ON H.C.****S153835**

B200026 Second Appellate District, Div. 3

**CAPLAN (SARA L.) v. S. C.
(PEOPLE)**

Stay order filed

Pending final determination by this Court of the petition for review filed herein, enforcement of the order of contempt against attorney Sara Caplan, entered on June 18, 2007, in the Los Angeles County Superior Court, Case No. BA255233, entitled *People v. Phillip Spector*, is hereby stayed. (See Internal Operating Practices and Procedures of the California Supreme Court, rule XIV, subdivision (C) [stay of execution of final contempt order].)

S151714

A112246 First Appellate District, Div. 2

**TEHLIRIAN (ARA) v. CITY AND
COUNTY OF SAN FRANCISCO
(MORALES)**

Publication request denied (case closed)

S151962

D047897 Fourth Appellate District, Div. 1

**BRUNNER (CHRISTOPHER) v.
DAIMLER CHRYSLER CORP.**

Publication request denied (case closed)

S152843

D046617 Fourth Appellate District, Div. 1

**OHTON (DAVID) v. BOARD OF
TRUSTEES OF THE C.S.U.**

Depublication request denied (case closed)

S145758**ZUNIGA (CESAR) ON H.C.**

Extension of time granted to June 19, 2007, to file petitioner (Cesar Zuniga) reply to informal response.

S150806 G036911 Fourth Appellate District, Div. 3**ALCALA (RODNEY JAMES) v.
S.C. (PEOPLE)**

Extension of time granted.

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the petitioner's opening brief on the merits is extended to August 7, 2007. No further extensions will be granted.

S074414**PEOPLE v. ZAMUDIO (SAMUEL
JIMINEZ)**

Order appointing Habeas Corpus Resource Center filed.

Upon request of appellant for appointment of counsel, the Habeas Corpus Resource Center is hereby appointed to represent appellant Samuel Jiminez Zamudio for habeas corpus/executive clemency proceedings related to the above automatic appeal now pending in this court. Any "petition for writ of habeas corpus will be presumed to be filed without substantial delay if it is filed . . . within 36 months" of this date (Supreme Ct. Policies Regarding Cases Arising From Judgments of Death, policy 3, timeliness std. 1-1.1), and it will be presumed that any successive petition filed within that period is justified or excused (see *In re Clark* (1993) 5 Cal.4th 750, 774-782), in light of this court's delay in appointing habeas corpus/executive clemency counsel on behalf of appellant Samuel Jiminez Zamudio.

S089609**PEOPLE v. DELGADO
(ANTHONY GILBERT)**

Order appointing Habeas Corpus Resource Center filed.

Upon request of appellant for appointment of counsel, the Habeas Corpus Resource Center is hereby appointed to represent appellant Anthony Gilbert Delgado for habeas corpus/executive clemency proceedings related to the above-automatic appeal now pending in this court.

S095868**PEOPLE v. DANIELS (DAVID
SCOTT)**

Order appointing Habeas Corpus Resource Center filed.

Upon request of appellant for appointment of counsel, the Habeas Corpus Resource Center is hereby appointed to represent appellant David Scott Daniels for habeas corpus/executive clemency proceedings related to the above-automatic appeal now pending in this court.

S117489**PEOPLE v. WINBUSH
(GRAYLAND)**

Counsel appointment order filed.

Richard Jay Moller is hereby appointed as counsel of record to represent appellant Grayland Winbush for the direct appeal in the above-automatic appeal now pending in this court.

S118384**PEOPLE v. MELENDEZ
(ANGELO MICHAEL)**

Counsel appointment order filed.

Upon request of appellant for appointment of counsel, Saor E. Stetler is hereby appointed to represent appellant Angelo Michael Melendez for the direct appeal in the above-automatic appeal now pending in this court.

S150984

D046394/D048111/D049238

Fourth Appellate District, Div. 1

**PEOPLE v. FREEMAN
(MARILYN KAYE)**

Counsel appointment order filed.

Upon request of appellant for appointment of counsel, Carl M. Hancock is hereby appointed to represent appellant on the appeal now pending in this court. Appellant's brief on the must be served and filed on or before thirty (30) days from the date respondent's opening brief on the merits is filed.

S151561

A111891 First Appellate District, Div. 3

**PEOPLE v. VILLA (AVELINO
CEJA)**

Counsel appointment order filed.

Upon request of appellant for appointment of counsel, Rodney Jones is hereby appointed to represent appellant on the appeal now pending in this court. Appellant's brief on the merits must be served on or before thirty (30) days from the date respondent's brief on the merits is filed.

S152292

A112220 First Appellate District, Div. 3

**PEOPLE v. SARGEANT (LARRY
BRANT)**

Counsel appointment order filed.

Upon request of appellant for appointment of counsel, Robert Angres is hereby appointed to represent appellant on the appeal now pending in this court.

S152362 A114027 First Appellate District, Div. 1**PEOPLE v. JONES (EDGAR BRUNO)**

Counsel appointment order filed.

Upon request of appellant for appointment of counsel, William Amos Lawrence is hereby appointed to represent appellant on the appeal now pending in this court.

S062180**PEOPLE v. VALDEZ (RICHARD)**

Motion to file document under seal granted.

Appellant's motion, filed on June 7, 2007, to file Arguments 1 and 2 of appellant's opening brief under seal is granted. (Cal. Rules of Court, rule 8.160.) In ordering the sealing, this court makes the following findings:

- (1) the overriding interest in witness safety overcomes the right of public access to these arguments;
- (2) witness safety supports sealing the arguments;
- (3) a substantial probability exists that witness safety will be prejudiced if these arguments are not sealed;
- (4) the proposed sealing is narrowly tailored; and
- (5) no less restrictive means exists to protect witness safety. (Cal. Rules of Court, rule 2.550(d).)

Counsel for appellant is ordered to serve a copy of the document containing the sealed arguments, along with a copy of this order, only on the Attorney General and the Los Angeles County District Attorney's Office, both of whom are not to publicly disclose the sealed arguments until further order of this court. This order is without prejudice to any subsequent motion that either party may make under California Rules of Court, rule 8.160(f) to unseal the sealed arguments based on a showing that sealing is no longer necessary under California Rules of Court, rule 2.550(d).

S142694**WARD (CARMEN LEE) ON H.C.**

Order filed.

As stated in this court's order of April 12, 2006, "in light of prior habeas corpus counsel's failure to discharge his duty to investigate, and if appropriate, present a habeas corpus petition on behalf of condemned prisoner Carmen Lee Ward," "it will be presumed that any successive petition filed within [36 months of that date] is justified or excused (see *In re Clark* (1993) 5 Cal.4th 750, 774-782)." Petitioner Carmen Lee Ward's "Application to Defer Informal Briefing on Amended Petition for Writ of Habeas Corpus" is granted. Further briefing is deferred until either: 1) petitioner files all reasonably available documentary evidence in support of the allegations in the Amended Petition, and any additional allegations or claims for relief about which he may become aware as the result of further investigation and discovery; or 2) the period of presumptive timeliness under this court's order of April 12, 2006, expires. The April 12, 2006, order, and the present one, are made to promote judicial economy, to effectuate petitioner's right to counsel under section 68662 of the Government Code, to allow "the full factual development in state court" of petitioner's claims (*Keeney v. Tamayo-*

Reyes (1992) 504 U.S. 1, 9), and to permit the completion of “one full round of [state collateral] review” (*Carey v. Saffold* (2002) 536 U.S. 214, 222).

S146373

**HOLMES (TIMOTHY
GREGORY) ON H.C.**

Order filed.

The order filed on June 13, 2007, denying the petition for writ of habeas corpus is amended to reflect the name above.

S150891

C051775 Third Appellate District

**DUALE (WILLIAM R.) v.
MERCEDES-BENZ USA LLC**

Order filed.

The order filed on June 20, 2007, granting the petition for review and denying depublication requests is amended to read, in its entirety; “The petition for review is denied. The requests for an order directing depublication of the opinion are denied.”

S152077

B188994 Second Appellate District, Div. 8

WALTER

**SKOWRON (HELEN &
L.) v. THE SANTA MONICA
RENT CONTROL BOARD**

Order filed.

The order filed on June 13, 2007, denying the petition for review is amended to reflect the title above.

S152833

C054908 Third Appellate District

**FOSTER (TERRI) v. W.C.A.B.
(STATE COMPENSATION
INSURANCE FUND)**

Order filed.

The order filed on June 13, 2007, denying the petition for review is amended to reflect the title above.

S153083

B199230 Second Appellate District, Div. 5

**ROONEY (DANIEL G.) v. S.C.
(G.)**

Order filed.

The order filed on June 13, 2007, denying the petition for review is amended to reflect the title above.

S153616**ESQUIVIAS (JORGE) v. S.C.
(PEOPLE)**

Transferred to CA 2 for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S107057**GALAZ ON
RESIGNATION**

Resignation declined.

At the request of the State Bar of California, the order filed June 3, 2002, accepting RAUL CARL GALAZ'S (Bar No. 136989) voluntary resignation is hereby vacated.

S150760**FITZGERALD ON RESIGNATION**

Resignation declined.

At the request of the State Bar of California, the order filed March 29, 2007, accepting JOHN CHARLES FITZGERALD'S (Bar No. 225139) voluntary resignation is hereby vacated.

